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Friday - December 7, 2001

**SECOND SUPERSEDING INDICTMENT NAMES AN ADDITIONAL 18 DEFENDANTS
IN DEFRAUDING MCDONALD'S CORPORATION AND IT'S CUSTOMERS
IN PROMOTIONAL PRIZE CONTESTS**

Jacksonville - United States Attorney Mac Cauley today announced the filing of a second superseding indictment in Jacksonville U.S. District Court naming an additional 18 individuals who are charged with defrauding the McDonald's Corporation and it's customers in a promotional prize contest. The 18 are indicted in a conspiracy to commit mail fraud carrying a maximum sentence of five years in prison, a \$250,000 fine and restitution.

The original indictment was filed on September 10, 2001, and named 21 individuals. A superseding indictment was filed on November 8, 2001 naming an additional 12 defendants. Of the 51 defendants thus far indicted, eight have pled guilty to a single count of conspiracy to commit mail fraud. (See attachment for those newly indicted and those that have pled guilty)

This investigation was initiated by the Jacksonville Office of the FBI. In addition, the McDonald's Corporation has continued to provide essential assistance in the investigation. This case is being prosecuted by Assistant United States Attorney Mark Devereaux of the Middle District of Florida. An indictment is merely a formal charge that a defendant has committed a violation of the federal criminal laws, and every defendant is presumed innocent until, and unless, proven guilty.

Indictment Attachment

The following individuals were named in a second superseding indictment made public on December 7, 2001, and they were charged with one count of conspiracy to commit mail fraud:

Jeffrey Astor.....	age 50.....	Crugers, NY
Michael Berry.....	age 47.....	Bradhead, KY
Peter M. Berusch.....	age 56.....	Lawrenceville, GA
Ryan Callahan.....	age 25.....	Summerville, SC
Partrick J. Currie.....	age 46.....	Covington, KY
Thomas Lambert.....	age 55.....	Bowling Green, OH
John Lavalpa.....	age 42.....	Boardman, OH
Werner Liang.....	age 48.....	Williamstad, Curacao, Netherlands Antilles
Robert MacPherson.....	age 39.....	Chicago, IL
Lee Ester McCoy.....	age 39.....	Columbia, SC
Daniel W. Osborne.....	age 59.....	Metairie, LA
Robert L. Pearl.....	age 43.....	Bayville, NY
Roger Skarin.....	age 52.....	Roswell, GA
Richard Sokulsky.....	age 51.....	Reseda, CA
Harold Taber.....	age 46.....	Omaha, NE
Bernard Weintraub.....	age 53.....	Miami, FL
Kevin J. Whitfield.....	age 38.....	Savannah, GA
Adam Zucker.....	age 54.....	Miami, FL

The following individuals were named in a superseding indictment made public on November 8, 2001, and they were charged with one count of conspiracy to commit mail:

Donald Hart.....age 64.....Atlanta, Georgia
Mark Schwartz.....age 44.....North Miami, Florida
Jerome Pearl.....age 54.....North Lauderdale, Florida
Gary David Pincus.....age 42.....Bettendorf, Iowa
William Mikey Thomas.....age 49.....Eclactic, Alabama
Darold F. Browning.....age 45.....Syracuse, Utah
John Henderson.....age 50.....Las Vegas, Nevada
Carl H. Maine.....age 48.....Dover, Deleware
Stanley Evosevich.....age 60.....Jamul, California
Eric Posnan.....age 52..... Jamison, Pennsylvania
Patrick Doran.....age 34.....Mahwak, New Jersey
Joel Carl.....age 55.....Folly Beach, South Carolina

The following individuals have plead guilty to one count of conspiracy to commit mail fraud:

William R. Fisher.....age 62.....Jacksonville, Florida
Gloria Brown.....age 43.....Jacksonville, Florida
Marvin Braun.....age 58.....Coral Gables, Florida
Stacy L. Breegle.....age 37.....Fredericksburg, Virginia
Michael L. Hoover.....age 56.....Westerly, Rhode Island
Linda Baker.....age 48.....Westminster, South Carolina
Noah Dwight Baker, Sr.....age 49.....Westminster, South Carolina
Victor E. Marchitello.....age 52.....Harrison City, Pennsylvania

NOTE: THIS IS THE ORIGINAL INDICTMENT PRESS RELEASE ISSUED ON
SEPTEMBER 10, 2001

TWENTY ONE INDIVIDUALS INDICTED FOR DEFRAUDING
MCDONALD'S CORP. AND ITS CUSTOMERS
IN PROMOTIONAL PRIZE CONTEST

Jacksonville, FL - United States Attorney for the Middle District of Florida, Mac Cauley, today announced the return of an indictment in U.S. District Court in Jacksonville, FL, naming 21-individuals who are charged with conspiracy to commit mail fraud in a nationwide scheme to defraud the McDonald's Corporation and its customers by fraudulently manipulating McDonald's promotional prize contests. The indictment alleges that as far back as the late 1980's, Jerome P. Jacobson, Director of Security for Simon Marketing Inc., embezzled more than \$20 million worth of high value winning McDonald's promotional game pieces from his employer. The indictment further alleges Jacobson then distributed the winning game pieces to individuals who personally redeemed the game pieces or acted as recruiters and who thereafter, recruited friends, relatives and associates to fraudulently represent themselves as legitimate winners of high-value winning McDonald's promotional game pieces, some of which were valued at \$1 million. Simon Marketing Inc., is headquartered in Los Angeles, California, and has offices in the Atlanta, Georgia, area where Jacobson worked. Simon Marketing Inc., was contracted by McDonald's to administer its promotional games. In addition to the conspiracy charge, Jacobson is charged with eight additional counts of mail fraud.

The FBI investigation called operation “Final Answer” examined games marketed by Simon Marketing Inc., that were alleged to have been “fixed”. Those games included:

“Monopoly Game at McDonald’s”

“Hatch, Match, and Win”

“When the USA Wins, You Win”

“The Deluxe Monopoly Game”

“The Monopoly and More Game at McDonald’s”

“Disney’s Masterpiece Collection Trivia Challenge at McDonald’s”

“Who Wants to be a Millionaire Game”

“Win on the Spot”

“Pick Your Prize Monopoly”

The investigation was initiated by the Jacksonville Office of the FBI. Numerous FBI field offices throughout the United States have assisted in this continuing investigation. McDonald’s provided essential assistance in the investigation and has cooperated fully with the FBI and the United States Attorney’s Office in the Middle District of Florida.

Conspiracy to commit mail fraud is a violation of Title 18 U.S. Code, Section 1341, which is a violation of Title 18, U.S. Code, Section 371. The maximum penalty for committing a single count of conspiracy to commit mail fraud is five years imprisonment, a \$250,000 fine, and restitution.

An Indictment is merely a formal charge that a defendant has committed a violation of the federal criminal laws, and every defendant is presumed innocent until, and unless, proven guilty. This case is being prosecuted by Assistant United States Attorney Mark Devereaux.

Names and charges of those indicted:

Jerome P. Jacobson.....age 58....Lawrenceville, Georgia

one count conspiracy and eight counts mail fraud

Robin Lisa Colombo.....age 40...Orlando, Florida

one count conspiracy and seven counts mail fraud

William R. Fisher.....age 62...Jacksonville, Florida

one count conspiracy and five counts mail fraud

Gloria Brown.....age 43...Jacksonville, Florida

one count conspiracy and two counts mail fraud

Andrew M. Glomb.....age 58...Ft. Lauderdale, Florida

one count conspiracy and one count mail fraud

James P. Faherty.....age 40...Orlando, Florida

one count conspiracy and one count mail fraud

Each of following are charged with one count of conspiracy to commit mail fraud:

Marvin Braun.....age 58...Coral Gables, Florida

Stacy L. Breegle.....age 37...Fredericksburg, Virginia

George Chandler.....age 29...Westminster, South Carolina

Wiley R. Couturier.....age 59...Marietta, Georgia

John F. Davis.....age 44....Granburg, Texas

Michael L. Hoover.....age 56....Westerly, Rhode Island

Ronald E. Hughey.....age 56....Anderson, South Carolina

Jerry Lee Kenny.....age 42....Front Royal, Virginia

Linda Baker.....age 48....Westminster, South Carolina

Noah Dwight Baker, Sr....age 49....Westminster, South Carolina

Brenda S. Phenix.....age 50....Westminster, South Carolina

Victor E. Marchitello.....age 52.....Harrison City, Pennsylvania

Steven L. Sinder.....age 55....Rye Brook, New York

Earl Stuart.....age 67....Miami, Florida

Stanley Warwick.....age 69....Burr Ridge, Illinois